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10:45 AM 29 JUL 2002

P. 006

Attorney's Docket No. 44276/242574 (5854-6)

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Kappes, et al.
Appl No.: 10/019,644
Filed: 7/6/00
For: RETROVIRAL RECOMBINATION ASSAYS AND USES THEREOF

July 26, 2002

Box Missing Parts
Commissioner for Patents
Washington, DC 20231

**SUBMITTAL OF DECLARATION
UNDER 37 C.F.R. § 1.63 FOR SMALL ENTITY**

Sir:

In response to the Notice to File Missing Parts dated March 28, 2002, enclosed is a Declaration and Power of Attorney for the above-identified application that has been executed by the named inventors. Applicant claims small entity status.

The Commissioner is hereby authorized to charge Deposit Account 16-0605 in the amount of \$65.00 to cover the surcharge under 37 C.F.R. § 1.16(e). Any additional fee or credit may be charged to our Deposit Account No. 16-0605.

Respectfully submitted,

Kelly J. Williamson
Registration No. 47,179

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I hereby certify that this paper is being facsimile transmitted to the Patent and Trademark Office, BOX MISSING PARTS, at Fax No. 703-872-9306 on the date shown below. Pamela Lockley <small>(Type or print name of person signing certification.)</small> Signature	CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on July 26, 2002. _____ Date July 26, 2002
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RTA01/2121423v1

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DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)		Attorney Docket No.: <u>44276/242574 (5854-6)</u>
<input type="checkbox"/> Declaration Submitted with initial filing		First Named Inventor: Kappes
<input checked="" type="checkbox"/> Declaration Submitted after initial filing (surcharge (37 CFR 1.16(c)) required)		COMPLETE IF KNOWN
		Application Number: 10/019,644
		Int'l Filing Date: 07/06/2000
		Group Art Unit: (not yet assigned)
		Examiner Name: (not yet assigned)

As a below named Inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

RETROVIRAL RECOMBINATION ASSAYS AND USES THEREOF

the specification of which

- is attached hereto.
OR
 was filed on 07/06/2000 as PCT International Application Number PCT/US00/18592.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37 Code of Federal Regulations, § 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code § 119 (a)-(d) or § 365(b) of any foreign application(s) for patent or inventor's certificate, or § 365 (a) of any PCT International application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				Yes	No
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Additional foreign application numbers are listed on a supplemental priority sheet attached hereto.

I hereby claim the benefit under Title 35, United States Code § 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	Additional provisional application numbers are listed on a supplemental priority data sheet attached hereto.
60/143,015	07/09/1999	
60/164,626	11/10/99	

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I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(e) of any PCT international application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

Additional U.S. or PCT international application numbers are listed on a supplemental priority sheet attached hereto.

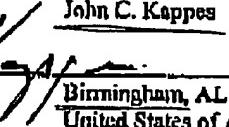
As a named inventor, I hereby appoint the practitioners associated with the Customer Number provided below to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith, and direct that all correspondence be addressed to that Customer Number:

Customer Number 00826

Direct telephone calls to:

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I hereby declare that all statements made herina of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

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3
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